

4. On May 15, 2017, this Court (LaPlante, J.) heard argument on the motion and took Defendants' motion to dismiss under advisement pending completion of jurisdictional discovery and filing of supplemental briefing.

5. On June 2, 2017, the Court entered the protective order agreed to between the parties and dated May 20, 2017 (the "Protective Order") (*See* Dkt. 25).

6. The Protective Order, by its terms, is intended to protect from public disclosure confidential personal information, trade secrets, personnel records, or commercial information. Protective Order, ¶ 3. Specifically, in this instance, Defendants have produced and seek to file documents and information including highly sensitive user data and commercially sensitive pricing information relating to The Deal's subscription sales. *See* Local Rule 83.12(c).

7. This Motion to Seal would apply to the following documents:

- a. Defendants' Supplemental Memorandum of Law in Further Support of their Motion to Dismiss Pursuant to Federal Rule of Civil Procedure 12(b)(2) (filed on the public docket in redacted form);
- b. The Supplemental Declaration of John M. Browning in Further Support of Defendants' Motion to Dismiss (filed on the public docket in redacted form);
- c. Exhibit B annexed thereto .

8. Pursuant to Local Rule 83.12(c), Defendants propose the requested seal order shall expire twelve months after the date on which the Court enters an order disposing of Defendants' Motion to Dismiss.

9. Defendants propose that the materials be sealed at Level I pursuant to Local Rule 83.12(b)(1).

10. Plaintiffs do not oppose the relief requested herein. Local Rule 7.1(c).

11. As this matter is committed to the Court's sound discretion, no memorandum of law is submitted in support of this motion. Local Rule 7.1(a)(2).

WHEREFORE, Plaintiffs respectfully request that this Honorable Court:

(A) Grant this motion to seal; and

(B) Grant such other and further relief as may be just and proper.

DATED: July 6, 2017

Respectfully submitted,

The Deal, LLC and William Meagher
By Their Attorneys:
SHAHEEN & GORDON, P.A.

/s/ Steven M. Gordon

Steven M. Gordon

NH Bar No. 964

107 Storrs Street, P.O. Box 2703

Concord, NH 03302-2703

(603) 225-7262

sgordon@shaheengordon.com

DAVIS WRIGHT TREMAINE LLP

Elizabeth A. McNamara (*pro hac vice*)

John M. Browning (*pro hac vice*)

1251 Avenue of the Americas, 21st Floor

New York, NY 10020-1104

(212) 489-8230

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Defendants' Assented-To Motion to Seal was served on the following persons on this date and in the manner specified herein:

Electronically Served Through ECF:

George R. Moore, Esq.- gmoore@devinemillimet.com

Christopher D. Hawkins, Esq. - chawkins@devinemillimet.com

Via 1st Class Mail

Charles J. Harder, Esq. (*pro hac vice*) - charder@hmafirm.com

Jordan Susman, Esq. (*pro hac vice*) - jsusman@hmafirm.com

Steven Frackman, Esq. (*pro hac vice*) - sfrackman@hmafirm.com

Dated: July 6, 2017

/s/ Steven M. Gordon

Steven M. Gordon, NH Bar #964